IN THE HIGH COURT OF BOMBAY AT GOA

CIVIL REVISION APPLICATION NO.293/2000

Shri Narciso Antonio Mesquita,
residing at House No.2120,
Vasudha Housing Colony,
Alto Sta. Cruz, P.O. Bambolim,
Goa 403 202. ..... Applicant.

V/s.

1. Shri Ankush R. Naik,
Proprietor of M/s. Vishal
Construction, having its office
at E-655, St.Inez, Panaji, Goa.

2. Mr. Cipriano Pereira,
80 years old, major, widower,
residing at Ponderoza Building,
Patto, Panaji, Goa. .... Respondents.

Mr. J. Godinho, Advocate for the applicant.

Mr. J. Vaz, Advocate for respondent No.2.

CORAM : P.V. HARDAS, J.

DATE : OCTOBER 25, 2002.

ORAL JUDGMENT :

This revision has been filed against the order passed by learned Civil Judge, Sr. Division at Panaji dated 7.6.2000 in Civil Misc. Application No.57/98/A arising in Execution Application No.19/98/A.

2. I have heard Mr. J. Godinho, the learned Counsel for the applicant and Mr. J. Vaz, learned Counsel for respondent No.2. Mr. Godinho, the learned Counsel for the applicant states that this revision is

not maintainable in view of the amendment to Section 115 of the Code of Civil Procedure and seeks permission to withdraw this civil revision application as he intends to file appropriate proceedings challenging the impugned order.

3. In view of this, Civil Revision Application No.293/2000 is dismissed as withdrawn, with no order as to costs.

P.V. HARDAS, J.

ssm.